

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF CINCINNATI BELL)	
TELEPHONE COMPANY TO INTRODUCE)	CASE NO.
COIN TELEPHONE MESSAGING ACCESS)	89-231
SERVICE)	

O R D E R

This matter arising upon petition by Cincinnati Bell Telephone Company ("Cincinnati Bell") filed September 11, 1989, pursuant to 807 KAR 5:001, Section 7, for confidential protection of a cost study submitted in support of its application on the grounds that public disclosure is likely to result in competitive injury to Cincinnati Bell, and it appearing to this Commission as follows:

Pursuant to a request by the Commission, Cincinnati Bell has filed a cost study in these proceedings to support the tariff rates proposed in its application. As grounds for its petition, Cincinnati Bell states that this cost study contains information pertaining to its methodologies, revenue requirements, forecasting, and other financial details that are unique to Cincinnati Bell and its operation and that disclosure of the information would cause Cincinnati Bell competitive injury. The application does not state how disclosure of the information could be used by competitors of Cincinnati Bell to its detriment.

807 KAR 5:001, Section 7, protects the information as confidential only when it is established that disclosure is likely to cause substantial competitive harm to the party from whom the information was obtained. In order to satisfy these requirements, the party claiming confidentiality must demonstrate actual competition and the likelihood of substantial competitive injury if the information is disclosed. Cincinnati Bell's petition does not demonstrate how disclosure is likely to cause it substantial harm, and therefore, the information is not entitled to protection from disclosure. This Commission being otherwise sufficiently advised,

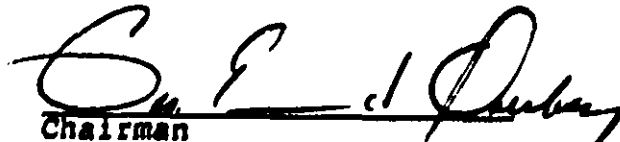
IT IS ORDERED that:

1. The petition by Cincinnati Bell for confidential protection of the cost study shall be held in abeyance to allow Cincinnati Bell to supplement its petition with a statement setting forth, with specificity, its reasons for believing that disclosure of the information sought to be protected will cause the company substantial competitive injury.

2. If such statement is not filed within 10 days from the date of this Order, the petition for confidentiality shall, without further Orders herein, be denied.

Done at Frankfort, Kentucky, this 22nd day of September, 1989.

PUBLIC SERVICE COMMISSION


Chairman


Vice Chairman


Commissioner

ATTEST;

Executive Director